

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

JAMES D. CUNNINGHAM,

Plaintiff,

v.

CHASE MANHATTAN
MORTGAGE CORPORATION, et al.,

Defendants.

CIVIL ACTION FILE
NO. 1:13-CV-3273-TWT

ORDER

This is an action to quiet title arising out of foreclosure proceedings. It is before the Court on the Report and Recommendation [Doc. 4] of the Magistrate Judge recommending remanding the case to the Superior Court of Cobb County. The Plaintiff's objections that the removal statute – which permits removal only by defendants – is unconstitutional are frivolous. The Court approves and adopts the Report and Recommendation as the judgment of the Court. This action is REMANDED to the Superior Court of Cobb County.

SO ORDERED, this 15 day of November, 2013.

/s/Thomas W. Thrash
THOMAS W. THRASH, JR.
United States District Judge